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BILL NO. Z-73-10-47 *amended*

5

ZONING ORDINANCE NO. Z- 02-75

6

AN ORDINANCE amending the City of Fort
Wayne Zoning Map No. DD11 & DD13

7

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF
FORT WAYNE, INDIANA:

8

SECTION 1. That the area described as follows is
hereby designated a ^{M2}_{M-1} district under the terms of Chapter 36,
Municipal Codes of the City of Fort Wayne, Indiana, 1946, as
amended by General Ordinance No. 2836 and amendments thereof,
and the symbols of the City of Fort Wayne Zoning Map No. DD11
and DD13 referred to therein, established by Section 9, Article
III of said Chapter as amended are hereby changed accordingly,
to-wit:

9

Vacated Lot #1, Lot #2, Lot #3, and Lot #4
in Woodlawn Park Addition as recorded in the
plat thereof in the Office of the recorder
of Allen County, Indiana, together with part
of the Southeast Quarter of the Northeast
Quarter of Section 28, Township 31 North,
Range 12 East and part of the Northeast
Quarter of the Southeast Quarter of Section
28, Township 31 North, Range 12 East in
Allen County, Indiana, more particularly
described as follows:

10

Beginning at the northwest corner of the
NE 1/4 of the SE 1/4 of Sec. 28-31-12 and
the southwest corner of the SE 1/4 of the
NE 1/4 of Sec. 28-31-12 in Allen County,
Indiana; thence north along the west line
of the SE 1/4 of the NE 1/4 of Sec. 28-31-
12 a distance of 515.5 feet to a point on
the northwest line of Woodlawn Park Addi-
tion extended southwesterly, said point
also being 785 feet south of the northwest
corner of the SE 1/4 of the NE 1/4 of Sec.
28-31-12; thence northeasterly along said
northwest line extended southwesterly, a
distance of 152 feet to the northwest corner
of Woodlawn Park Addition; thence south-
easterly along the southwest line of said
Addition be a deflection angle to the right
of 92 degr. 38 min. a distance of 175 feet to
a point on the southwest right of way line
of Apple Valley Lane; thence southeasterly
along the arc of a curve to the left whose
radius is 730.45 feet and whose central
angle is 29 degr. 06 min. and along the
southwest right of way line of Apple Valley
Lane a distance of 371.0 feet to the south-
west corner of said Woodlawn Park Addition,

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4 said point also being the southeast right of
5 way line of Glen Eden Drive; thence north-
6 easterly along the arc of a curve to the right
7 whose radius is 438.33 feet and whose central
8 angle is 27 degr. 54 min. and along the south-
9 east right of way of Glen Eden Drive, a distance
10 of 212.9 feet; thence northeasterly along the
11 southeast right of way line of Glen Eden Drive
12 a distance of 260 feet to a point on the
13 westerly right of way line of Goshen Road;
14 thence southeasterly along the westerly right
15 of way line of Goshen Road by a deflection
16 angle to the right of 87 degr. 22 min. a
17 distance of 512.5 feet to a point on the west
18 right of way line of the G. R. & I. Railroad;
19 thence southerly along the west right of way
20 line of said railroad, a distance of 1560.5
21 feet to a point on the south line of the NE
22 1/4 of the SE 1/4 of Sec. 28-31-12; thence
23 west along said line, a distance of 1035
24 feet to a point on the west line of the NE
25 1/4 of the SE 1/4 of Sec. 28-31-12; thence
26 north along said line, a distance of 1326
27 feet to the point of beginning. Total area
28 of above described real estate being 48.64
29 acres.
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17 SECTION 2. This ordinance shall be in full force and
18 effect from and after its passage and approval by the Mayor and
19 legal publication thereof.

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21 John Guehala
22 COUNCILMAN
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31 APPROVED AS TO FORM
32 AND LEGALITY,
33 Rod E. C.
34
35

31 CITY ATTORNEY
32
33
34
35

Read the first time in full and on motion by Nuckols, seconded by V. Schmidt, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 197____, at _____ o'clock P.M., E.S.T.

Date: 10-23-73

Charles B. Whittemore
CITY CLERK

Read the third time in full and on motion by Trans, seconded by V. Schmidt, and duly adopted, placed on its passage. Passed (LOST) by the following vote:

AYES	<u>8</u>	NAYS	<u>0</u>	ABSTAINED	1	ABSENT	1	to-wit:
BURNS	<u>X</u>							
HINGA	<u>X</u>							
KRAUS	<u>X</u>							
MOSES	<u>X</u>							
NUCKOLS								<u>X</u>
SCHMIDT, D.	<u>X</u>							
SCHMIDT, V.	<u>X</u>							
STIER	<u>X</u>							
TALARICO	<u>X</u>							

DATE: 2-11-75

Charles B. Whittemore
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. 3-02-75 on the 11th day of February, 1975.

ATTEST: (SEAL)

Charles B. Whittemore
CITY CLERK

James S. Hart
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th day of February, 1975, at the hour of 12:00 o'clock P.M., E.S.T.

Charles B. Whittemore
CITY CLERK

Approved and signed by me this 13th day of February, 1975, at the hour of 9:00 o'clock A.M., E.S.T.

Joe H. Bandy
MAYOR

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on October 23, 1973, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-73-10-49; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on November 19, 1973;

WHEREAS, following the City Plan Commission meeting held January 28, 1974, this proposed ordinance was sent to the Common Council with a recommendation of DO PASS.

WHEREAS, action could not be taken by the Common Council, as part of this rezoning was located in the area known as the "Fringe", and the County assumed this "Fringe" on April 29, 1974, the Common Council referred this ordinance back to the City Plan Commission for further work with the petitioner. On June 14, 1974, a PETITION FOR VOLUNTARY ANNEXATION was filed with the City Clerk's office. This petition was submitted before the Committee Session on October 15, 1974, and was passed by the Common Council on October 22, 1974. This annexation ordinance became effective at 12:01 A.M. on January 4, 1975.

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted by the Fort Wayne City Plan Commission.

Certified and signed this
29th day of January, 1975.



Charles N. Hall
Secretary

Bill No. Z-73-10-49

(as amended)

REPORT OF THE COMMITTEE ON REGULATIONS
Regulations

We, your Committee on Regulations to whom was referred an Ordinance
amending the City of Fort Wayne Zoning Map No. DD11 & DD13

*amend ordinance to read M1 where it
now reads M2*

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance Do Pass As amended

Eugene Kraus, Jr. - Chairman

John Nuckols - Vice-Chairman

Vivian G. Schmidt

Paul M. Burns

Donald J. Schmidt

Eugene Kraus Jr.
John Nuckols
Vivian G. Schmidt
Paul M. Burns
Donald J. Schmidt

CONCURRED IN

DATE 2-11-75 CHARLES W. WESTERMAN, CITY COUNCIL

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on October 23, 1973, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-73-10-49; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on November 19, 1973;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the city, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held January 28, 1974.

Certified and signed this
25th day of April, 1974.



George H. Roser
Secretary

~~in final
stage w/d
able or do not~~

~~Heb
2/27/71~~

~~refer back to
City Plan for
work w/ petitioners~~

Bill No. Z-73-10-49

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
Amending the City of Fort Wayne Zoning Map No. DD11 & DD13

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance ~~2/27/71 No not~~ PASS.

John Nuckols - Chairman

Vivian G. Schmidt - Vice-Chairman

William T. Hinga

Paul M. Burns

Donald J. Schmidt

John Nuckols

Vivian G. Schmidt

William T. Hinga

Paul M. Burns

Donald J. Schmidt

RECEIPT

Nº 227

GENERAL FUND

FT. WAYNE, IND.

10/2 1973

RECEIVED FROM

Shoaff, Keppen, Baird & Simon \$55.00

THE SUM OF

Fifty and 00/100 DOLLARS

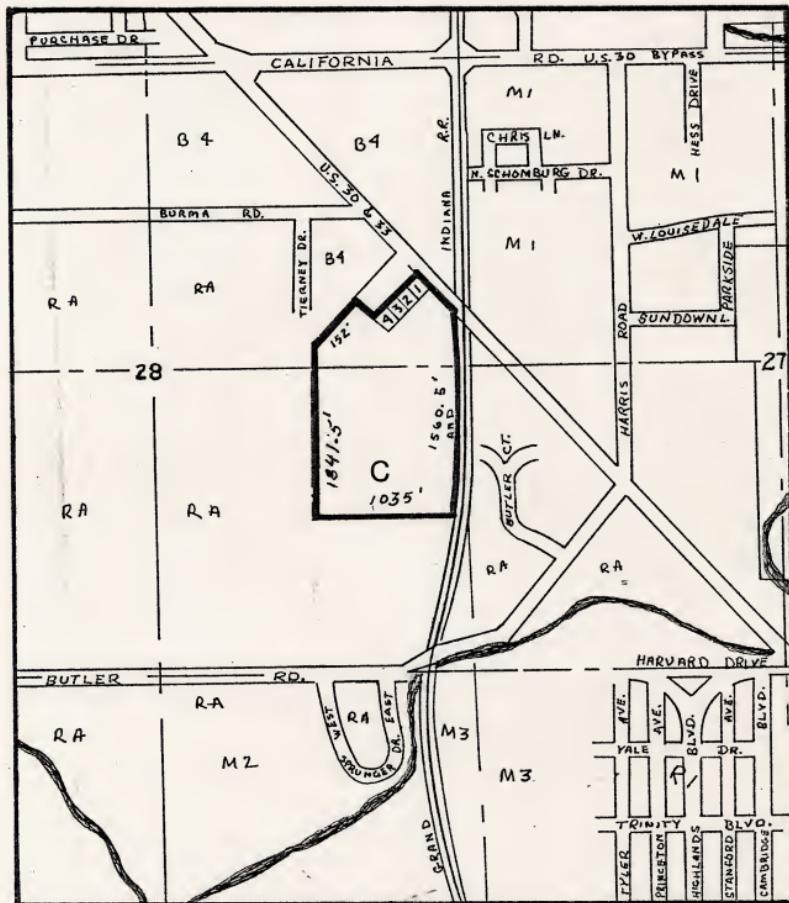
ON ACCOUNT OF

48 acres located on ~~Golden Rd.~~

5

Barb Steele

AUTHORIZED SIGNATURE



C-CHANGE FROM RA to M2

Z-73-10-49

PETITION FOR ZONING ORDINANCE AMENDMENT

TO: COMMON COUNCIL OF THE
CITY OF FORT WAYNE, INDIANA

No. _____

DATE FILED: _____

INTENDED USE: Truck Sales, etc.I/We Northside Finance Corporation

Applicant's Name or Names

Do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana by reclassifying from an R-A District to a M-2 District the property described as follows:

(Attached)

General Description (Prepared by Planning Staff)

Legal Description

Legal Description Checked by (City Engineer) _____

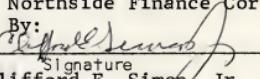
The Undersigned applicant (s) upon the execution and submission of this application and petition for zoning ordinance amendment, understands and agrees that:

All requests for continuances or requests that ordinances be taken under advisement shall be filed in writing in the Office of the City Plan Commission by noon on the Wednesday preceding the meeting of the City Plan Commission at which the ordinance is to be considered. If the request for a continuance or for the ordinance to be taken under advisement is filed within the required time, the head of the Plan Commission staff shall not put the matter on the agenda for the meeting at which it was to be considered. Also, in the event, a request is filed for continuance or delay in the consideration of an ordinance, it shall be the obligation of the petitioner to notify the same property owners which the Plan Commission had notified by mail that the hearing has been postponed or rescheduled and informing him of the time and place of the next meeting at which the proposed ordinance will be considered. In the event the time and place of the meeting is not known at the time that the request for continuance is filed, it shall be the duty of the petitioner to notify all persons notified by the Plan Commission Office when the time and place of hearing is determined.

I/We hereby certify that as the undersigned, I am / We are the owner (s) of fifty-one percentum or more of the property described in this petition.

Northside Finance Corp.

By:



Signature

Clifford E. Simon, Jr.,
SecretaryNorthside Finance Corp.

Name

500 E. State Blvd.

Address

This petition for zoning ordinance amendment prepared by:

Clifford E. Simon, Jr.

Name

2400 Ft. Wayne Bank

Address

743-8123

Telephone Number

City Plan Commission - One Main Street - City-County Building - Fort Wayne, Indiana - 423-7571

CERTIFICATE OF SURVEY

ICE OF:

JOHN R. DONOVAN

REGISTERED PROFESSIONAL CIVIL ENGINEER No. 9173 INDIANA

REGISTERED LAND SURVEYOR No. 9921 INDIANA

FORT WAYNE, INDIANA

The undersigned Civil Engineer and Land Surveyor hereby certifies that he has made a resurvey of the real estate shown and described below.

Measurements were made and corners perpetuated as shown hereon, in accordance with the true and established lines of the property described, and in conformity with the records in the office of the County Recorder, ALLEN County, Indiana. No encroachments existed, except as noted below. Vacated

The description of the real estate is as follows, to wit: / Lot #1, Lot #2, Lot #3 and Lot #4 in Woodlawn Park Addition as recorded in the plat thereof in the Office of the Recorder of Allen County, Indiana, together with part of the Southeast Quarter of the Northeast Quarter of Section 28, Township 31 North, Range 12 East and part of the Northeast Quarter of the Southeast Quarter of Section 23, Township 31 North, Range 12 East in Allen County, Indiana, more particularly described as follows:

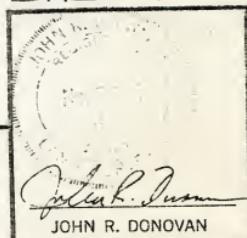
Beginning at the northwest corner of the $NE\frac{1}{4}$ of the $SE\frac{1}{4}$ of Sec. 28-31-12 and the southwest corner of the $SE\frac{1}{4}$ of the $NE\frac{1}{4}$ of Sec. 28-31-12 in Allen County, Indiana; thence north along the west line of the $SE\frac{1}{4}$ of the $NE\frac{1}{4}$ of Sec. 28-31-12 a distance of 515.5 feet to a point on the northwest line of Woodlawn Park Addition extended southwesterly, said point also being 735 feet south of the northwest corner of the $SE\frac{1}{4}$ of the $NE\frac{1}{4}$ of Sec. 28-31-12; thence northeasterly along said northwest line extended southwesterly, a distance of 152 feet to the northwest corner of Woodlawn Park Addition; thence southeasterly along the southwest line of said Addition by a deflection angle to the right of 92 degr. 38 min. a distance of 175 feet to a point on the southwest right of way line of Apple Valley Lane; thence southeasterly along the arc of a curve to the left whose radius is 730.45 feet and whose central angle is 29 degr. 06 min. and along the southwest right of way line of Apple Valley Lane a distance of 371.0 feet to the southwest corner of said Woodlawn Park Addition, said point also being on the southeast right of way line of Glen Eden Drive; thence northeasterly along the arc of a curve to the right whose radius is 438.33 feet and whose central angle is 27 degr. 54 min. and along the southeast right of way line of Glen Eden Drive, a distance of 212.9 feet; thence northeasterly along the southeast right of way line of Glen Eden Drive a distance of 260 feet to a point on the westerly right of way line of Goshen Road; thence southeasterly along the westerly right of way line of Goshen Road by a deflection angle to the right of 87 degr. 22 min. a distance of 512.5 feet to a point on the west right of way line of the G.R. & I. Railroad; thence southerly along the west right of way line of said railroad, a distance of 1560.5 feet to a point on the south line of the $NE\frac{1}{4}$ of the $SE\frac{1}{4}$ of Sec. 28-31-12; thence west along said line, a distance of 1035 feet to a point on the west line of the $NE\frac{1}{4}$ of the $SE\frac{1}{4}$ of Sec. 28-31-12; thence north along said line, a distance of 1326 feet to the point of beginning. Total area of above described real estate being 43.64 acres.

Together with vacated Glen Eden Drive and Apple Valley Lane

SHEET #2 OF 3

11-2-72

JOB FOR: JACKSON



CERTIFICATE OF SURVEY

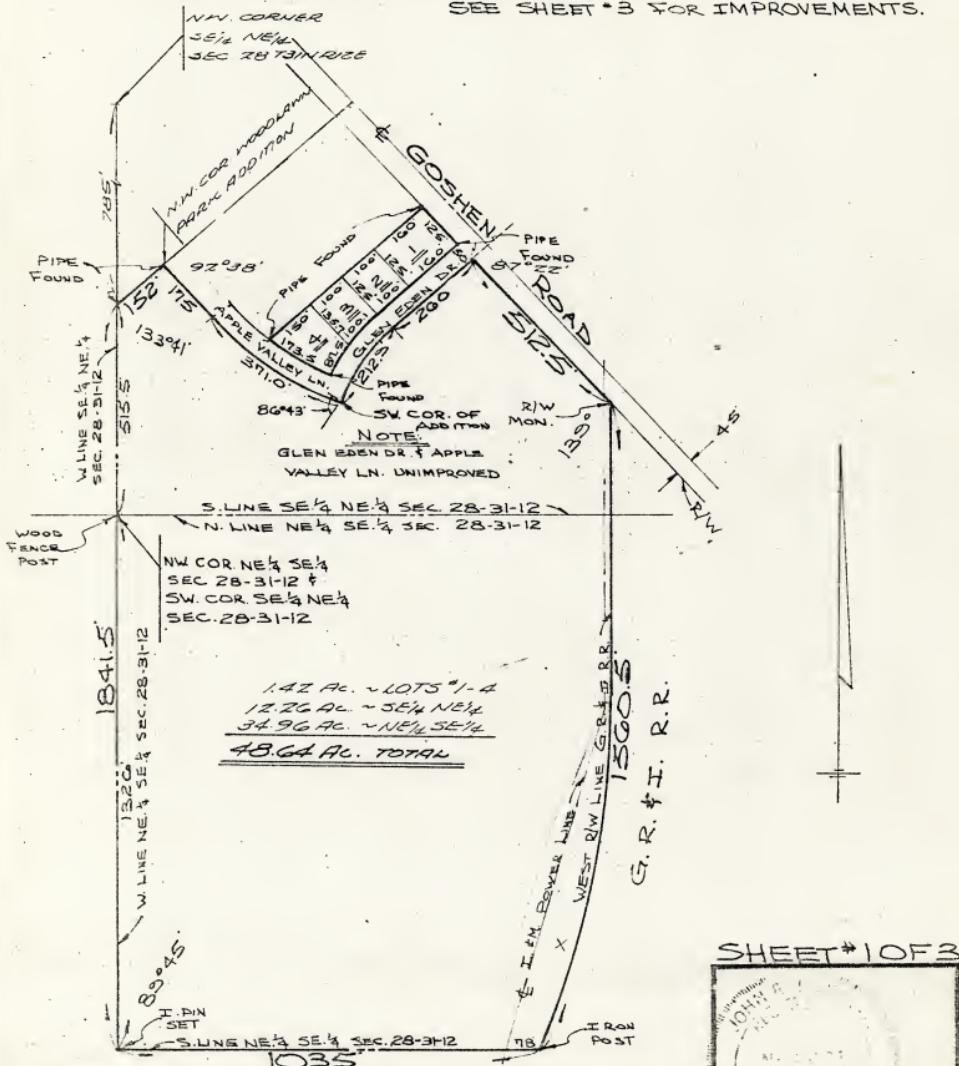
OFFICE OF:

JOHN R. DONOVAN
REGISTERED PROFESSIONAL CIVIL ENGINEER No. 9173 INDIANA
REGISTERED LAND SURVEYOR No. 9921 INDIANA
FORT WAYNE, INDIANA

The undersigned Civil Engineer and Land Surveyor hereby certifies that he has made a resurvey of the real estate shown and described below.

Measurements were made and corners perpetuated as shown hereon, in accordance with the true and established lines of the property described, and in conformity with the records in the office of the County Recorder, ALLEN County, Indiana. No encroachments existed, except as noted below.

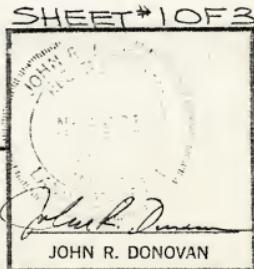
The description of the real estate is as follows, to wit: SEE SHEET #2 FOR LEGAL DESCRIPTION.
SEE SHEET #3 FOR IMPROVEMENTS.



JOB FOR: JACKSON

$$1'' = 300$$

JOHN R. DONOVAN



STATE OF INDIANA) IN THE CIRCUIT COURT OF ALLEN COUNTY
))
) SS:
COUNTY OF ALLEN) CAUSE NUMBER: CC-73-131
)
NORTHSIDE FINANCE CORP.,)
an Indiana corporation,)
HOMER E. JACKSON, TRUSTEE,)
and)
ROYAL A. JACKSON, TRUSTEE,)
)
Plaintiffs,)
)
)
vs.)
)
CITY OF FORT WAYNE,)
INDIANA,)
and)
THE CITIZENS THEREOF,)
)
Defendants.)

ORDER BOOK ENTRY

COME NOW, the Plaintiffs, by SHOAFF, KEEGAN, BAIRD & SIMON, their attorneys, and COMES NOW, RALPH R. BLUME, Associate City Attorney for the City of Fort Wayne, Indiana, and files an answer of general denial for and on behalf of said Defendant, CITY OF FORT WAYNE, INDIANA and THE CITIZENS THEREOF;

And the Plaintiffs, having made due Proof of Service by Notice of Publication of the pendency of this action in the Fort Wayne Journal Gazette, which said Publication is in the following words and figures, to wit:

(H.I.);

And all the owners of land abutting the streets and lots sought to be vacated having joined herein as Plaintiffs;

And this cause is now submitted to the Court for hearing without the intervention of a jury.

And the Court, having heard the evidence and having approved the Notice by Publication, now finds that the prayers of Plaintiffs'

Petition to Vacate should be granted.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Plaintiffs' Petition to Vacate is hereby granted. That the following streets in the City of Fort Wayne, Indiana, to wit:

"Glen Eden Drive from the southwest boundary line of the Goshen Road to the southwestern terminus of said Glen Eden Drive; and

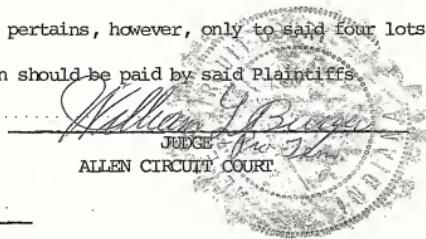
Apple Valley Lane in its entirety;"

be and they are hereby vacated;

And that the following platted lots in the City of Fort Wayne, Indiana, to wit:

"Lots 1, 2, 3, and 4, Woodlawn Park, an Addition to the City of Fort Wayne."

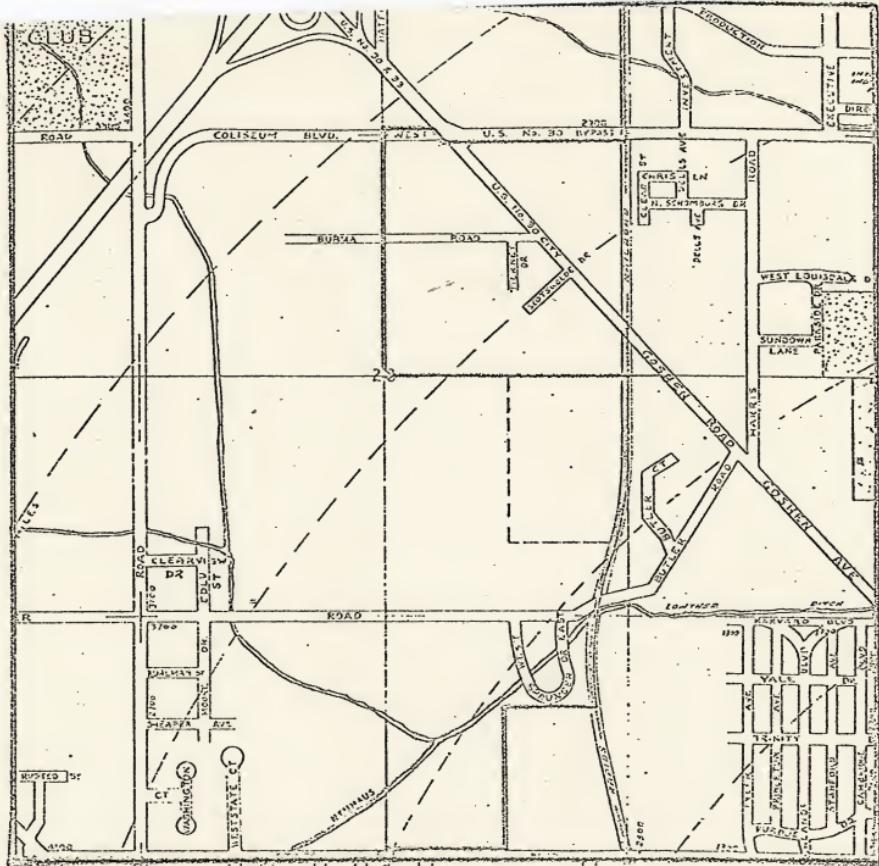
be and they are hereby vacated; and that that portion of the recorded plat of Woodlawn Park which pertains to said Lots 1, 2, 3 and 4 therein, be and the same is hereby vacated as it pertains, however, only to said four lots, and that the costs in this action should be paid by said Plaintiffs.



DATED: 8/9/73

APPROVED BY:

Jeff A. Glenn
Associate City Attorney



MEMORANDUM RE:

ANNEXATION NO. X-04-74
(Bill No. X-74-10-14)

Mayor Ivan A. Lebamoff
Members of the Common Council (9)
Board of Public Works
Board of Public Safety
Chief of Police
Fire Chief
Personnel Administrator-City Utilities
City Plan Commission
Street Commissioner
Traffic Engineer
Humane Commission
Chief - Signal Department
Park Department
City Engineer
City Clerk
County Auditor
County Treasurer
County Board of Registration
County Surveyor
Wayne Township Assessor
Meter Reading Dept. - City Utilities
Visiting Nurse Service
National Serv-All Company
Building Commissioner
Department of Purchasing

Board of Health
Wayne Township Trustee
Fort Wayne Housing Authority
First Land Title Company
Dreibelbiss Abstract Co.
Water Engineer - City Utilities
Sewer Engineer - City Utilities
Electrical Engineer - City Utilities
Bureau of Census
County Sheriff
County Attorney
County Plan Commission
County Clerk
Superintendent - Asphalt Plant
Board of Zoning Appeals
County Commissioners
Civil Defense Commission
Superintendent of Fort Wayne Community School
Indiana State Police - Fort Wayne Barracks
County Highway Department
Election Board
Chief of Communications Department
R.E.A. Express
Jerry Couture - Auditor's Office
Sidwell Studio, Inc.

The above-numbered Ordinance was adopted by the Common Council of the City of Fort Wayne, Indiana on October 22, 1974 and signed by the Mayor on October 23, 1974. This Ordinance was published on October 28, 1974 and November 4, 1974, and the 60-day remonstrance period expired at midnight on January 4, 1975. This annexation pertains to the area identified by the attached map and became effective at 12:01 A.M. on January 4, 1975.

David B. Keller
City Attorney



City Clerk Memorandum

CHARLES W. WESTERMAN, Clerk

To Richard S. Wanush - Senior Planner Date May 22, 1974
From Charles W. Westerman - City Clerk
Subject Appearance before Common Council - May 28, 1974

COPIES TO:

RE: BILL NO. Z-73-10-49

AN ORDINANCE amending the City of Fort
Wayne Zoning Map No. DD11 & DD13

Your presence is requested on May 28, 1974, at 7:00 o'clock P.M.,
Room 124, by the members of the Common Council and John Nuckols,
Chairman of the Regulations Committee, in regard to the above bill.

It is also requested that you bring along any materials or in-
formation that you may have which will help the Council in its
decision regarding the above bill.

Charlie



City Clerk Memorandum

CHARLES W. WESTERMAN, Clerk

To City Plan Commission Date 6-12-74
From Charles W. Westerman - City Clerk
Subject Return to City Plan Bill No. Z-73-10-49

COPIES TO:

RE: Bill No. Z-73-10-49

AN ORDINANCE amending the City of Fort Wayne
Zoning Map No. DD11 & DD13.

At the Tuesday night Common Council Regular Session Meeting, of June 11, 1974, Council recommended that this Ordinance - Zoning Map Ordinance No. Z-73-10-49 be returned to you for further work with the petitioners.

Charlie

Number assigned by Dave Keller's Office: # 3252

DIGEST SHEET

3-73-10-49

TITLE OF ORDINANCE Zoning Map Amendment OrdinanceDEPARTMENT REQUESTING ORDINANCE City Plan CommissionSYNOPSIS OF ORDINANCE Preparation of a Zoning Map Amendment Ordinance

Petition initiated by property owners to rezone property located as follows:

A parcel of ground containing 49 acres, more or less, located on the south side
of U. S. # 30 & 33 (Goshen Road), extending southward, along the west side
of the Grand Rapids and Indiana Railroad, to Butler Road.

From "RA" to "M2"

EFFECT OF PASSAGE Property is presently zoned an "RA" - Suburban Residential District. Petitioners requesting an "M2" - General Industrial Zone.EFFECT OF NON-PASSAGE Property would remain an "RA" ZoneMONEY INVOLVED (Direct Costs, Expenditures, Savings) NoneASSIGNED TO COMMITTEE (J.N.) Regulations



CITY OF FORT WAYNE

FORT WAYNE, INDIANA

CHARLES W. WESTERMAN
CITY CLERK

February 13, 1975

Miss Helen Libbing
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, Indiana 46802

Dear Miss Libbing:

Please give the attached full coverage on the dates of February 17 and February 24, 1975, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, Indiana

Bill No. Z-73-10-49 (AS AMENDED)
Zoning Ordinance No. Z-02-75
Amending the City of Fort Wayne
Zoning Map No. DD11 & DD13

Please send us five (5) copies of the Publisher's Affidavit from each newspaper.

Sincerely,

Charles W. Westerman
City Clerk

CWW/ne
ENCL: 1

Common Council of Fort Wayne
(Governmental Unit)

To NEWS-SENTINEL Dr.

Notice is hereby given that on the 11th day of February, 1975, the Common Council of the City of Fort Wayne, Indiana, in a regular session did pass the following Bill No. 2-73-27 (Ordinance No. 2-02-75) Zoning Map Ordinance, to-wit:

BILL NO. 2-73-10-49

ZONING ORDINANCE NO. Z-92-5

AN ORDINANCE amending the City of Fort Wayne Zoning Map, Ordinance No. 2-02-75, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA,

SECTION 1. That the area described in the following is hereby designated a Mixed Industrial and Residential Residential Park. Addition as recorded in the plot thereof in the Office of the Recorder of Deeds, Co. of Allen, Indiana, together with part of the Southeast Quarter of the Northeast corner of Section 31, North, Range 12 East and part of the Northeast corner of the Southeast Quarter of Section 31, North, Range 12 East in Allen County, Indiana, is particularly described as follows:

Beginning at the northwest corner of the NE 1/4 of the SE 1/4 of Sec. 28-31-12 and the southwest corner of the SW 1/4 of the SE 1/4 of Sec. 28-31-12 in Allen County, Indiana, thence north along the west line of Sec. 28-31-12 a distance of 315.5 feet to a point on the northwest right of way line of Apple Valley Lane, thence easterly along the arc of a curve to the left which radius is 240 feet and the central angle is 29 degrees, 66 minutes, and along the southwest right of way line of Apple Valley Lane a distance of 371.0 feet to the southwest corner of said addition, thence easterly along the point also being the southwest right of way line of Glen Eden Drive, thence along the arc of a curve to the right whose radius is 430.0 feet and whose central angle is 20 degrees, 56 minutes along the southwest right of way line of Glen Eden Drive, a distance of 212.9 feet, thence northerly along the southwest right of way line of Glen Eden Drive, a distance of 100.0 feet to a point on the westerly right of way line of Goshen Road; thence southwesterly along the westerly right of way line of Goshen Road, a deflection angle to the right of 87 degrees, 30 minutes, and a distance of 100 feet to a point on the west right of way line of the G.R. & R. Railroad; thence northerly along the west right of way line of said railroad, a distance of 160.5 feet to a point on the east line of the NE 1/4 of the SE 1/4 of Sec. 28-31-12; thence west along the east line, a distance of 1035 feet to a point on the west line of the NE 1/4 of the SE 1/4 of Sec. 28-31-12, thence northerly along the west line of the NE 1/4 of the SE 1/4 of Sec. 28-31-12 to the point of beginning. Total area of above described real estate being 48.64 acres.

SECTION 2. This ordinance shall be in full force and effect from and after its passage and approval by the Mayor and legal publication thereof.

JOHN NUCKOLS
Councilman

Read the third time in full and on motion by Krouse, seconded by V. Schmidt, duly adopted, placed on its passage, Passed by a unanimous voting vote.

Attest: Eight, Burkhart, Kring, Krouse, Moses, D. Schmidt, V. Schmidt, Stier, Tal, Gruenwald.

Navy: None.

Absent: One-Nuckols

Date: 2-17-75

CHARLES W. WESTERMAN
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Zoning Map Ordinance No. 2-02-75 on the 11th day of February, 1975. (Seal)
CHARLES W. WESTERMAN, President
City Clerk

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 13th day of February, 1975, at the hour of 2:00 o'clock P.M., E.S.T.

CHARLES W. WESTERMAN
City Clerk

Approved and signed by me this 13th day of February, 1975, at the hour of 9:00 o'clock A.M., E.S.T.

IVAN A. LEBAMOFF
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above copy is a true, correct and complete copy of Zoning Map Ordinance No. 2-02-75, passed by the Common Council on the 11th day of February, 1975, and that said Ordinance was duly signed and approved by the Mayor of the City of Fort Wayne, Indiana, and now remains on file and on record in my office.

With this copy I send the official seal of the City of Fort Wayne, Indiana, this 13th day of February, 1975.

CHARLES W. WESTERMAN
City Clerk

County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

latter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

number of lines

152

number of lines

2

number of lines

total number of lines in notice

154

ARGES

lines, 1 column wide equals 154 equivalent lines at .288¢ per line

\$ 44.35

I charge for notices containing rule or tabular work (50 per cent of above)

extra proofs of publication (50 cents for each proof in excess of two) = 1.50

OTAL AMOUNT OF CLAIM

\$ 45.85

NG COST

ngle column 11 ems

Size of type 5 1/2 point

! insertions. 2

Size of quad upon which type is cast 5 1/2

sion and penalties of Ch. 89, Acts 1967.

he foregoing account is just and correct, that the amount claimed is legally due, after allowing all just ret of the same has been paid.

T.E. Gerken

Title Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned..... V.E. Gerken..... who, being duly sworn, says

that..... S he is..... Clerk..... of the

NEWS-SENTINEL

a..... newspaper of general circulation printed and published in the English language in the city } of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for..... two

the dates of publication being as follows:

2/17-24/75

subscribed and sworn to before me this..... 24th day of February, 1975

Notary Public

Common Council of Fort Wayne
(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)
— number of equivalent lines

Head number of lines

Body number of lines

152

Tail number of lines

2

Total number of lines in notice

154

COMPUTATION OF CHARGES

154 lines, 1 columns wide equals 154 equivalent lines at .288¢ cents per line

\$44.35

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) =

1.50

TOTAL AMOUNT OF CLAIM

\$45.85

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type $5\frac{1}{2}$ point

Number of insertions 2

Size of quad upon which type is cast $5\frac{1}{2}$

Pursuant to the provision and penalties of Ch. 89, Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V.E. Gerken

Date February 24, 1975

Title Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County sec

Personally appeared before me, a notary public in and for said county and state, the undersigned, *V.E. Gerken*, who, being duly sworn, saysthat. She is *Clerk* of the

NEWS-SENTINEL

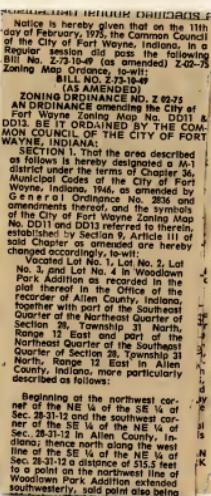
a newspaper of general circulation printed and published in the English language in the city of *FORT WAYNE, INDIANA*in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for *two*

the dates of publication being as follows:

2/17-24/75

Subscribed and sworn to before me this 24th day of February 1975

Notary Public

My commission expires *October 25, 1975*

Common Council of Fort Wayne
(Governmental Unit)

To: JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)
— number of equivalent lines

Head number of lines

152

Body number of lines

2

Tail number of lines

Total number of lines in notice

154

COMPUTATION OF CHARGES

154 lines, 1 columns wide equals 154 equivalent lines at .288¢
cents per line

\$ 44.35

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

1.50

Charge for extra proofs of publication (50 cents for each proof in excess of two)

.50

TOTAL AMOUNT OF CLAIM

\$ 45.85\$ 44.35

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5 1/2 pointNumber of insertions 2Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.



Date February 24, 1975

Title CLERK

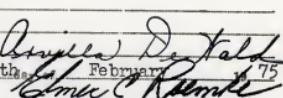
PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLE DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE

DAILY newspaper of general circulation printed and published in the English language in the city FORT WAYNE of INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time 6, the dates of publication being as follows:

2/17-24/75



Subscribed and sworn to before me this 24th day of February, 1975

Notary Public

My commission expires October 25, 1975



Notice is hereby given that on the 11th day of February, 1975, the Common Council of the City of Fort Wayne, Indiana, did pass the following Ordinance:

AN ORDINANCE amending the Zoning Map, No. 2-73-10-49 (as amended) 2-02-75
ZONING MAP ORDINANCE BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA

SECTION 1. That the area described as follows is hereby designated a M-1 district under the terms of Chapter 29 of the Indiana Code:

Fort Wayne Zoning Map, No. D-1000, D-1001, D-1002, D-1003, D-1004, D-1005, D-1006, D-1007, D-1008, D-1009, D-1010, D-1011, D-1012, D-1013, D-1014, D-1015, D-1016, D-1017, D-1018, D-1019, D-1020, D-1021, D-1022, D-1023, D-1024, D-1025, D-1026, D-1027, D-1028, D-1029, D-1030, D-1031, D-1032, D-1033, D-1034, D-1035, D-1036, D-1037, D-1038, D-1039, D-1040, D-1041, D-1042, D-1043, D-1044, D-1045, D-1046, D-1047, D-1048, D-1049, D-1050, D-1051, D-1052, D-1053, D-1054, D-1055, D-1056, D-1057, D-1058, D-1059, D-1060, D-1061, D-1062, D-1063, D-1064, D-1065, D-1066, D-1067, D-1068, D-1069, D-1070, D-1071, D-1072, D-1073, D-1074, D-1075, D-1076, D-1077, D-1078, D-1079, D-1080, D-1081, D-1082, D-1083, D-1084, D-1085, D-1086, D-1087, D-1088, D-1089, D-1090, D-1091, D-1092, D-1093, D-1094, D-1095, D-1096, D-1097, D-1098, D-1099, D-1100, D-1101, D-1102, D-1103, D-1104, D-1105, D-1106, D-1107, D-1108, D-1109, D-1110, D-1111, D-1112, D-1113, D-1114, D-1115, D-1116, D-1117, D-1118, D-1119, D-1120, 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